

05-28-02

DAE
9200/1775

Docket No. 212/242



IN THE UNITED STATES PATENT & TRADEMARK OFFICE

In re Application of:

Kent

Serial No.: 09/598,181

Filed: June 21, 2000

For: Rubber to Metal Bonding
Method

4X39

2001 - 345
2201 - 156

Art Unit: Unassigned

Return to Day

Examiner: Unassigned

PETITION TO WITHDRAW HOLDING OF ABANDONMENT

Commissioner of Patents & Trademarks
Washington, D.C. 20231

Sir:

This paper is responsive to the Notice of Abandonment dated
May 7, 2002.

Applicant hereby petitions to have the holding of abandonment
withdrawn pursuant to 37 C.F.R. 1.181(a). The Notice of
Abandonment stated that the application was held to be abandoned

Certificate of Mailing (37 CFR 1.10)

I hereby certify that this response (along with any paper referred to as being attached or
enclosed) is being deposited in Express Mail using Express Mail Post Office to Addressee with
the United States Postal Service on the date shown below in an envelop addressed to the
Commissioner of Patents and Trademarks, Washington, D.C. 20231.

Express Mail No. EL 800043572 US
Date: May 22, 2000

Cara Larragoity
Cara Larragoity

because of Applicant's failure to timely file a proper reply to the Notice to File Missing Parts dated August 11, 2000.

Applicant never received a Notice to File Missing Parts and was not aware of such a notice until the Applicant received the Notice of Abandonment. However, Applicant should not have received a Notice to File Missing Parts since Applicant filed a complete application with the U.S. Patent Office. The application papers included the following items: a request for continuing application under 37 CFR 1.53(b), a complete specification, at least one claim, drawings, and a copy of the declaration from the parent application. The request for continuing application contained an authorization for the Commissioner to charge payment of the fees associated with the communication to deposit account 03-3700. The application was complete upon filing since Applicant included all of these documents at the time of filing. See 37 CFR 1.53(b), 37 CFR 1.53(f), and MPEP 601.01.

Attached to this petition are copies of the Request for Continuing Application containing the charge authorization and the Declaration, both of which were sent to the U.S. Patent Office. As shown by the attached copy of the post card receipt, the Patent Office actually received these documents on June 21, 2000. The authorization to charge fees to Applicant's attorney's deposit account and the declaration were therefore timely submitted.

In addition, Applicant has attached to this petition a copy of the power of attorney from the parent application. Please send all correspondence regarding this application to Applicant's attorney.

It is Applicant's understanding that no fee is necessary for this petition. If a fee is due, then the Commissioner is hereby authorized to charge payment of the fees with this communication to Deposit Account 03-3700.

Conclusion

As a result of the foregoing, the holding of abandonment must
be withdrawn.

Date: May 22, 2000

By:



K. David Crockett, Esq.
Reg. No. 34,311